

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JAMES BROADWAY,
Plaintiff,

v.

UNKNOWN - NAME NOT GIVEN,
Defendant.


Case No. [13-cv-04529-WHO](#) (PR)

ORDER OF DISMISSAL

Plaintiff has failed to comply with the Court's order to (1) file a complete application to proceed *in forma pauperis* ("IFP"), or (2) pay the full filing fee of \$350.00. Accordingly, the action is DISMISSED without prejudice for failing to respond to the Court's order, and for failure to prosecute, *see* Fed. R. Civ. P. 41(b). Because this dismissal is without prejudice, plaintiff may move to reopen the action. Any such motion must contain (1) a complete IFP application, or (2) the full filing fee of \$350.00. The Clerk shall enter judgment in favor of defendant, and close the file.

IT IS SO ORDERED.

Dated: November 12, 2013


WILLIAM H. ORRICK
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

JAMES BROADWAY,
Plaintiff,

Case Number: CV13-04529 WHO

CERTIFICATE OF SERVICE

v.

UNKNOWN - NAME NOT GIVEN,
Defendant.

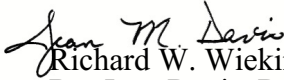
_____/

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on November 12, 2013, I SERVED a true and correct copy of the attached, by placing said copy in a postage paid envelope addressed to the person hereinafter listed, by depositing said envelope in the U.S. Mail.

James Broadway
K36798
San Quentin State Prison
San Quentin State, CA 94974

Dated: November 12, 2013


Richard W. Wieking, Clerk
By: Jean Davis, Deputy Clerk